

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE: APPLICATION OF MEDICAL  
RESEARCH COUNCIL FOR AN ORDER  
PERMITTING ISSUANCE OF  
SUBPOENAS TO TAKE DISCOVERY  
FOR USE IN FOREIGN PROCEEDING,

Petitioner.

Case No. [15-mc-80213-HSG](#) (SK)

**FURTHER ORDER REGARDING  
MOTION FOR RECONSIDERATION**

Regarding Docket No. 35

In the Order granting in part and denying in part the motion for reconsideration filed by Medical Research Council (“MRC”), the Court required Genentech, Inc. (“Genentech”) to provide certain documents for *in camera* review. The Court directed Genentech to provide the Court for *in camera* review the unredacted sections of the agreement at issue that address production and supply, as well as a copy of the supply agreement between Genentech and Roche referenced in Genentech’s opposition letter filed on December 16, 2015. After reviewing these documents *in camera*, the Court ORDERS that Genentech shall provide unredacted copies of the following portions of these documents:

- (1) The following portions of the supply agreement between Genentech and Roche referenced in Genentech’s opposition letter filed on December 16, 2015: the first full paragraph on page two; Art. V(5)(d) starting at “1” on page 23 through the end of (5)(d); and Art. VI(1)(a) starting at “all Clinical” and (1)(b) starting at “all Commercial”;
- (2) The following portions of the Umbrella Manufacturing Supply Agreement: the beginning phrase of the third paragraph on page one up until (i); the phrase after (iv) in the third paragraph on page one; paragraphs 1.39 and 1.42 on page 6; paragraph 3.1.6(b) on page 12; paragraph 3.8.1 on page 21; paragraphs 4.1, 4.2, and 4.2 on pages

32 and 33; and paragraphs 7.1 and 7.2 on page 35;

(3) The following portions of the Short Term Supply Agreement: the beginning phrase of the third paragraph on page one up until (i); the phrase after (iii) in the third paragraph on page one; and the second paragraph of 4.1 and paragraphs 4.1.3, 4.1.4, and 4.1.5 on pages 5 and 6.

Genentech shall provide these documents to MRC by no later than March 14, 2016.

**IT IS SO ORDERED.**

Dated: March 7, 2015



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SALLIE KIM  
United States Magistrate Judge